08-01789-cgm Doc 3640-1 Filed 01/06/11 Entered 01/06/11 17:07:44 Exhibit A-Determination Letter Pg 1 of 24

# **EXHIBIT A**

08-01789-cgm Doc 3640-1 Filed 01/06/11 Entered 01/06/11 17:07:44 Exhibit A-Determination Letter Pg 2 of 24

#### BERNARD L. MADOFF INVESTMENT SECURITIES LLC

In Liquidation

#### **DECEMBER 11, 2008**<sup>1</sup>

#### NOTICE OF TRUSTEE'S DETERMINATION OF CLAIM

December 21, 2010

Optima Limited Partnership c/o Rachel Sha 7 Sutton Court Great Neck, NY 11021

Dear Optima Limited Partnership:

#### PLEASE READ THIS NOTICE CAREFULLY.

The liquidation of the business of BERNARD L. MADOFF INVESTMENT SECURITIES LLC ("BLMIS") is being conducted by Irving H. Picard, Trustee under the Securities Investor Protection Act, 15 U.S.C. § 78aaa et seq. ("SIPA"), pursuant to an order entered on December 15, 2008 by the United States District Court for the Southern District of New York.

The Trustee has made the following determination regarding your claim on BLMIS Account No.1FR063 designated as Claim Number 11568:

Your claim for securities is **DENIED**. No securities were ever purchased for your account.

Your claim is **ALLOWED** for \$3,980,886.62, which was the balance in your BLMIS Account on the Filing Date based on the amount of money you deposited with BLMIS for the purchase of securities, <u>less</u> subsequent withdrawals, as outlined in Table 1 appended hereto.

Section 78*lll*(7)(B) of SIPA states that the filing date is "the date on which an application for a protective decree is filed under 78eee(a)(3)," except where the debtor is the subject of a proceeding pending before a United States court "in which a receiver, trustee, or liquidator for such debtor has been appointed and such proceeding was commenced before the date on which such application was filed, the term 'filing date' means the date on which such proceeding was commenced." Section 78*lll*(7)(B). Thus, even though the Application for a protective decree was filed on December 15, 2008, the Filing Date in this action is on December 11, 2008.

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Your ALLOWED CLAIM of \$3,980,886.62 will be satisfied in the following manner:

The enclosed **PARTIAL ASSIGNMENT AND RELEASE** must be executed, notarized and returned in the envelope provided herewith. Upon receipt of the executed and notarized **PARTIAL ASSIGNMENT AND RELEASE**, the Trustee will make a partial satisfaction of your **ALLOWED CLAIM** by sending you a check in the amount of \$500,000.00, with the funds being advanced by Securities Investor Protection Corporation pursuant to Section 78fff-3(a)(1) of SIPA. In addition, you will be entitled to receive an additional distribution based upon your **ALLOWED CLAIM** from the fund of customer property, if any.

It is the Trustee's intent, pursuant to SIPA, to submit a Motion for an order of the Bankruptcy Court to allocate assets he has collected and will collect between the fund of customer property and the general estate and to distribute customer property <u>pro rata</u> among allowed claimants, such as you. In a decision in this case, <u>Rosenman Family, LLC v. Picard</u>, 401 B.R. 629, 634 (Bankr. S.D.N.Y. 2009), the Bankruptcy Court stated:

The customer estate is a fund consisting of customer property and is limited exclusively to satisfying customer claims. <u>In re Adler Coleman Clearing Corp.</u> (Adler Coleman II), 216 B.R. 719, 722 (Bankr. S.D.N.Y. 1998) ("A SIPA trustee, distributes 'customer property' exclusively among the debtor's customers..."); see also 15 U.S.C. § 78111(4). Accordingly, Customers, as defined by SIPA § 78111(2), enjoy a preferred status and are afforded special protections under SIPA. <u>See New Times Securities</u>, 463 F.3d at 127; <u>Adler Coleman</u>, 195 B.R. at 269."

<u>Id</u>. at 634.

It is not known at this time when the Trustee will be filing such allocation and distribution motion.

On March 1, 2010, the United States Bankruptcy Court for the Southern District of New York (Lifland, J.) issued a decision which affirmed the Trustee's Net Investment Method for determining customer claims. The final resolution of this issue is expected to be determined on appeal.

Should a final and unappealable court order determine that the Trustee is incorrect in his interpretation of "net equity" and its corresponding application to the determination of customer claims, the Trustee will be bound by that order and will apply it retroactively to all previously determined customer claims in accordance with the Court's order. Nothing in this Notice of Trustee's Determination of Claim shall be construed as a waiver of any rights or claims held by you in having your customer claim re-determined in accordance with any such Court order.

PLEASE TAKE NOTICE: If you disagree with this determination and desire a hearing before Bankruptcy Judge Burton R. Lifland, you <u>MUST</u> file your written opposition, setting forth the grounds for your disagreement, referencing Bankruptcy Case No. 08-1789 (BRL) and attaching copies of any documents in support of your position, with the United States Bankruptcy Court and the Trustee within **THIRTY DAYS** after December 21, 2010, the date on which the Trustee mailed this notice.

**PLEASE TAKE FURTHER NOTICE:** If you do not properly and timely file a written opposition, the Trustee's determination with respect to your claim will be deemed confirmed by the Court and binding on you.

**PLEASE TAKE FURTHER NOTICE:** If you properly and timely file a written opposition, a hearing date for this controversy will be obtained by the Trustee and you will be notified of that hearing date. Your failure to appear personally or through counsel at such hearing will result in the Trustee's determination with respect to your claim being confirmed by the Court and binding on you.

**PLEASE TAKE FURTHER NOTICE:** You must mail your opposition, if any, in accordance with the above procedure, to each of the following addresses:

Clerk of the United States Bankruptcy Court for the Southern District of New York One Bowling Green New York, New York 10004

and

Irving H. Picard, Trustee c/o Baker & Hostetler LLP 45 Rockefeller Plaza New York, New York 10111

ving H. Picard

Trustee for the Liquidation of the Business of Bernard L. Madoff Investment Securities LLC

cc: Howard Herman, Esq.
Moses & Singer LLP
Chrysler Building
405 Lexington Avenue
New York, NY 10174



	- Table 1 -	
The state of the s	DEPOSITS	
DATE	TRANSACTION DESCRIPTION	AMOUNT
10/14/1999	CHECK WIRE	\$1,499,980.00
2/14/2000	CHECK WIRE	\$1,499,980.00
8/28/2000	CHECK WIRE	\$399,980.00
11/7/2000	CHECK WIRE	\$4,999,980.00
11/5/2002	CHECK	\$1,250,000.00
12/13/2002	CHECK	\$550,000.00
7/21/2003	CHECK	\$880,000.00
Total Deposits:		\$11,079,920.00
	WITHDRAWALS	
DATE	TRANSACTION DESCRIPTION	AMOUNT
11/17/1999	W/H TAX DIV FDLXX	(\$0.35)
12/13/1999	W/H TAX DIV MMM	(\$20.16)
12/31/1999	W/H TAX DIV FDLXX	(\$1.37)
1/11/2000	W/H TAX DIV FDLXX	(\$7.65)
2/8/2000	CHECK	(\$55,000.00)
2/14/2000	W/H TAX DIV TXN	(\$3.06)
2/15/2000	W/H TAX DIV PG	(\$38.40)
2/24/2000	W/H TAX DIV FDLXX	(\$28.15)
2/25/2000	W/H TAX DIV C	(\$48.00)
3/1/2000	W/H TAX DIV LU	(\$5.64)
3/1/2000	W/H TAX DIV INTC	(\$9.18)
3/1/2000	W/H TAX DIV WFC	(\$31.68)
3/1/2000	W/H TAX DIV F	(\$54.00)
3/3/2000	W/H TAX DIV BA	(\$11.76)
3/7/2000	W/H TAX DIV JNJ	(\$35.28)
3/10/2000	W/H TAX DIV FDLXX	(\$10.78)
3/10/2000	W/H TAX DIV IBM	(\$18.72)
3/10/2000	W/H TAX DIV GM	(\$30.00)
3/10/2000	W/H TAX DIV XOM	(\$132.00)
3/14/2000	W/H TAX DIV DD	(\$31.50)
4/3/2000	W/H TAX DIV KO	(\$73.19)
4/10/2000	W/H TAX DIV WMT	(\$47.97)
4/28/2000	w/h FIDELITY SPARTAN	(\$37.89)
5/12/2000	W/H TAX DIV FDLXX	(\$10.27)
6/12/2000	W/H TAX DIV DD	(\$66.15)
6/12/2000	W/H TAX DIV XOM	(\$277.20)
6/13/2000	W/H TAX DIV JNJ	(\$76.61)
6/21/2000	W/H TAX DIV FDLXX	(\$43.58)

7/18/2000	W/H TAX DIV FDLXX	(\$4.95)
8/15/2000	W/H TAX DIV FDLXX	(\$33.18)
8/15/2000	W/H TAX DIV PG	(\$75.60)
8/21/2000	W/H TAX DIV TXN	(\$5.61)
8/24/2000	W/H TAX DIV MER	(\$19.20)
8/25/2000	W/H TAX DIV C	(\$96.32)
9/1/2000	W/H TAX DIV LU	(\$11.28)
9/1/2000	W/H TAX DIV INTC	(\$21.60)
9/1/2000	W/H TAX DIV WFC	(\$55.44)
9/11/2000	W/H TAX DIV IBM	(\$37.44)
9/11/2000	W/H TAX DIV XOM	(\$242.88)
9/15/2000	W/H TAX DIV FDLXX	(\$13.90)
10/5/2000	W/H TAX DIV AV	(\$3.50)
10/11/2000	W/H TAX DIV HWP	(\$30.24)
10/18/2000	W/H TAX DIV FDLXX	(\$0.68)
10/25/2000	W/H TAX DIV GE	(\$247.22)
10/27/2000	W/H TAX DIV MWD	(\$43.20)
11/1/2000	W/H TAX DIV PHA	(\$27.54)
11/1/2000	W/H TAX DIV BMY	(\$89.30)
11/1/2000	W/H TAX DIV T	(\$151.47)
11/1/2000	W/H TAX DIV VZ	(\$192.31)
11/6/2000	W/H TAX DIV FDLXX	(\$13.22)
11/10/2000	W/H TAX DIV AXP	(\$19.44)
12/1/2000	W/H TAX DIV BA	(\$24.70)
12/11/2000	W/H TAX DIV IBM	(\$45.86)
12/11/2000	W/H TAX DIV XOM	(\$310.46)
12/12/2000	W/H TAX DIV JNJ	(\$89.38)
12/18/2000	W/H TAX DIV FDLXX	(\$13.49)
1/18/2001	W/H TAX DIV FDLXX	(\$16.04)
2/12/2001	W/H TAX DIV TXN	(\$18.09)
2/15/2001	W/H TAX DIV PG	(\$230.27)
2/22/2001	W/H TAX DIV FDLXX	(\$7.09)
2/23/2001	W/H TAX DIV C	(\$363.01)
3/1/2001	W/H TAX DIV LU	(\$32.51)
3/1/2001	W/H TAX DIV INTC	(\$65.79)
3/1/2001	W/H TAX DIV WFC	(\$204.34)
3/8/2001	W/H TAX DIV PFE	(\$349.07)
3/9/2001	W/H TAX DIV XOM	(\$749.23)
3/12/2001	W/H TAX DIV IBM	(\$110.68)
3/13/2001	W/H TAX DIV JNJ	(\$95.90)
3/19/2001	W/H TAX DIV FDLXX	(\$15.05)
3/19/2001	W/H TAX DIV HD	(\$7.31
3/30/2001	W/H TAX DIV PEP	(\$16.76
4/2/2001	W/H TAX DIV KO	(\$35.15
	W/H TAX DIV MRK	(\$59.98
4/2/2001	W/H TAX DIV WMT	(\$97.40
4/9/2001	W/H TAX DIV HWP	(\$51.05)
4/11/2001		(\$11.04
4/24/2001	W/H TAX DIV FDLXX	(4.1.0.

4/27/2001	W/H TAX DIV MWD	(\$79.70)
4/30/2001	W/H TAX DIV JPM	(\$200.43)
5/1/2001	W/H TAX DIV T	(\$44.21)
5/1/2001	W/H TAX DIV PHA	(\$48.82)
	W/H TAX DIV BMY	(\$167.06)
5/1/2001	W/H TAX DIV VZ	(\$327.44)
5/1/2001	W/H TAX DIV VZ	(\$6.99)
5/2/2001	CHECK	(\$65,000.00)
5/4/2001	W/H TAX DIV AXP	(\$33.05)
5/10/2001	W/H TAX DIV AXF	(\$142.38)
5/15/2001	W/H TAX DIV FOLXX	(\$2.64)
5/29/2001	W/H TAX DIV FDLXX	(\$4.20)
6/19/2001		(\$242.73)
7/2/2001	W/H TAX DIV KO W/H TAX DIV WMT	(\$170.52)
7/9/2001	W/H TAX DIV WMT	(\$38.28)
7/11/2001	W/H TAX DIV HWP	(\$87.00)
7/11/2001	W/H TAX DIV MWD	(\$140.07)
7/23/2001	W/H TAX DIV FDLXX	(\$24.40)
7/25/2001	W/H TAX DIV GE	(\$890.88)
7/25/2001	W/H TAX DIV GE W/H TAX DIV JPM	(\$354.96)
7/31/2001		(\$13.05)
8/1/2001	W/H TAX DIV TYC W/H TAX DIV PHA	(\$93.96)
8/1/2001	W/H TAX DIV PHA W/H TAX DIV BMY	(\$299.06)
8/1/2001	W/H TAX DIV BITT	(\$569.42)
8/1/2001	W/H TAX DIV AXP	(\$59.16)
8/10/2001	W/H TAX DIV PG	(\$124.03)
8/15/2001	W/H TAX DIV FDLXX	(\$3.53)
8/24/2001	W/H TAX DIV HD	(\$56.35)
9/13/2001	W/H TAX DIV PEP	(\$155.47)
9/28/2001	W/H TAX DIV BAC	(\$537.60)
	W/H TAX DIV KO	(\$267.84)
10/1/2001	W/H TAX DIV MRK	(\$487.20)
10/9/2001	W/H TAX DIV WMT	(\$189.34)
10/10/2001	W/H TAX DIV HWP	(\$94.80)
10/15/2001	W/H TAX DIV FDLXX	(\$17.50)
10/15/2001	CHECK	(\$65,000.00)
10/15/2001	W/H TAX DIV GE	(\$967.97)
10/26/2001	W/H TAX DIV MWD	(\$158.42)
10/31/2001	W/H TAX DIV JPM	(\$408.00)
11/1/2001	W/H TAX DIV TYC	(\$14.81)
11/1/2001	W/H TAX DIV T	(\$78.64)
11/1/2001	W/H TAX DIV PHA	(\$103.68)
11/1/2001	W/H TAX DIV BMY	(\$325.38)
11/1/2001	W/H TAX DIV VZ	(\$628.32)
11/9/2001	W/H TAX DIV AXP	(\$64.08)
11/15/2001	W/H TAX DIV PG	(\$291.84)
	W/H TAX DIV FDLXX	(\$5.94)
11/19/2001	W/M TAX DIV CDLAA	(43.51)

Exhibit

201 W//-	TAX DIV C	(\$489.12)
	X DIV INTC	(\$82.92)
	XX DIV MCD	(\$168.48)
	AX DIV WFC	(\$270.66)
	AX DIV PFE	(\$418.97)
	AX DIV FIE	(\$147.84)
	AX DIV XOM	(\$968.35)
	AX DIV DD	(\$212.94)
		(\$24.32)
	X DIV FDLXX	(\$6.22)
	X DIV FDLXX	(\$65,000.00)
002	CHECK	(\$21.29)
	AX DIV TXN	(\$285.57)
1	AX DIV PG	(\$3.19)
	X DIV FDLXX	(\$480.96)
	TAX DIV C	(\$81.16)
	AX DIV INTC	(\$260.52)
	AX DIV WFC	(\$3.66)
	X DIV FDLXX	(\$481.96)
	AX DIV PFE	(\$103.68)
	AX DIV BUD	(\$140.28)
	AX DIV IBM	(\$933.36)
	AX DIV XOM	
	AX DIV JNJ	(\$324.65) (\$210.42)
	TAX DIV DD	(\$70.47)
	FAX DIV HD	(\$151.38)
	AX DIV PEP	(\$131.38)
	TAX DIV KO	(\$302.76)
	AX DIV MRK	(\$756.90)
	TAX DIV MO	
	AX DIV WMT	(\$203.58)
	X DIV FDLXX	(\$12.86)
	AX DIV MDT	(\$42.02)
	AX DIV MWD	(\$156.08)
2002 W/H	TAX DIV JPM	(\$408.20)
	TAX DIV TYC	(\$15.66)
	TAX DIV T	(\$80.26)
	AX DIV PHA	(\$105.71)
	AX DIV BMY	(\$336.17)
2002 W/H	AX DIV SBC	(\$549.67)
	TAX DIV VZ	(\$643.10)
	AX DIV FDLXX	(\$5.29)
	TAX DIV AXP	(\$66.82)
	TAX DIV C	(\$308.83)
	AX DIV INTC	(\$43.81)
2002 W/H	AX DIV WFC	(\$324.24)
2002 W/H	TAX DIV PFE	(\$564.76)
2002 W/F	TAX DIV BUD	(\$78.14)
	TAX DIV IBM	(\$180.59)

GOPY

(\$1,078.68)	W/H TAX DIV XOM	6/10/2002
(\$154.92)	W/H TAX DIV JNJ	6/11/2002
(\$65,000.00)	CHECK	6/11/2002
(\$176.40)	W/H TAX DIV DD	6/12/2002
(\$0.46)	W/H TAX DIV FDLXX	6/25/2002
(\$129.46)	W/H TAX DIV MO	7/10/2002
(\$41.71)	W/H TAX DIV USB	7/15/2002
(\$1.65)	W/H TAX DIV FDLXX	7/19/2002
(\$199.21)	W/H TAX DIV GE	7/25/2002
(\$1.34)	W/H TAX DIV FDLXX	7/26/2002
(\$8.14)	W/H TAX DIV MDT	7/26/2002
(\$27.81)	W/H TAX DIV MWD	7/26/2002
(\$75.89)	W/H TAX DIV JPM	7/31/2002
(\$15.69)	W/H TAX DIV T	8/1/2002
(\$18.83)	W/H TAX DIV PHA	8/1/2002
(\$59.89)	W/H TAX DIV BMY	8/1/2002
(\$97.93)	W/H TAX DIV SBC	8/1/2002
(\$114.58)	W/H TAX DIV VZ	8/1/2002
(\$11.16)	W/H TAX DIV AXP	8/9/2002
(\$1.97)	W/H TAX DIV MON	8/19/2002
(\$31.88)	W/H TAX DIV TXN	8/19/2002
(\$831.11)	W/H TAX DIV C	8/23/2002
(\$4.89)	W/H TAX DIV FDLXX	8/26/2002
(\$116.86)	W/H TAX DIV INTC	9/3/2002
(\$420.00)	W/H TAX DIV WFC	9/3/2002
(\$146.25)	W/H TAX DIV G	9/5/2002
(\$715.34)	W/H TAX DIV PFE	9/5/2002
(\$122.96)	W/H TAX DIV BA	9/6/2002
(\$146.25)	W/H TAX DIV BUD	9/9/2002
(\$4.65)	W/H TAX DIV FDLXX	9/10/2002
(\$174.66)	W/H TAX DIV JNJ	9/10/2002
(\$221.00)	W/H TAX DIV IBM	9/10/2002
(\$1,351.64)	W/H TAX DIV XOM	9/10/2002
(\$298.41)	W/H TAX DIV DD	9/12/2002
(\$13.95)	W/H TAX DIV FDLXX	10/17/2002
(\$49.57)	W/H TAX DIV CL	11/15/2002
(\$172.20)	W/H TAX DIV PG	11/15/2002
(\$17.60)	W/H TAX DIV TXN	11/18/2002
(\$438.53)	W/H TAX DIV C	11/22/2002
(\$27.54)	W/H TAX DIV GS	11/25/2002
(\$68.64)	W/H TAX DIV MER	11/27/2002
(\$5.51)	W/H TAX DIV HCA	12/2/2002
(\$65.53)	W/H TAX DIV INTC	12/2/2002
(\$235.28)	W/H TAX DIV WFC	12/2/2002
(\$84.34)	W/H TAX DIV G	12/5/2002
(\$279.63)	W/H TAX DIV PFE	12/5/2002
(\$49.88)	W/H TAX DIV BA	12/6/2002
(\$83.30)	W/H TAX DIV BUD	12/9/2002

12/10/2002	W/H TAX DIV UTX	(\$39.98)
12/10/2002	W/H TAX DIV JNJ	(\$80.51)
12/10/2002	W/H TAX DIV IBM	(\$124.20)
12/10/2002	W/H TAX DIV XOM	(\$759.69)
12/16/2002	W/H TAX DIV DD	(\$122.01)
12/31/2002	W/H TAX DIV FDLXX	(\$36.70)
1/10/2003	W/H TAX DIV FDLXX	(\$1.16)
1/31/2003	W/H TAX DIV MWD	(\$124.20)
2/3/2003	W/H TAX DIV PHA	(\$155.93)
2/3/2003	W/H TAX DIV SBC	(\$449.55)
2/3/2003	W/H TAX DIV VZ	(\$528.41)
2/10/2003	W/H TAX DIV TXN	(\$32.83)
2/14/2003	W/H TAX DIV CL	(\$89.10)
2/14/2003	W/H TAX DIV PG	(\$473.55)
2/14/2003	W/H TAX DIV PFE	(\$828.32)
2/27/2003	W/H TAX DIV GS	(\$49.50)
2/28/2003	W/H TAX DIV MER	(\$122.40)
2/28/2003	W/H TAX DIV C	(\$928.50)
3/3/2003	W/H TAX DIV INTC	(\$119.55)
3/3/2003	W/H TAX DIV WFC	(\$457.38)
3/5/2003	W/H 1/31/03G	(\$153.90)
3/7/2003	W/H TAX DIV BA	(\$126.23)
3/7/2003	W/H TAX DIV MSFT	(\$602.11)
3/10/2003	W/H TAX DIV FDLXX	(\$24.99)
3/10/2003	W/H TAX DIV UTX	(\$101.06)
3/10/2003	W/H TAX DIV BUD	(\$144.79)
3/10/2003	W/H TAX DIV IBM	(\$226.13)
3/10/2003	W/H TAX DIV XOM	(\$1,389.11)
3/11/2003	W/H TAX DIV JNJ	(\$544.71)
3/12/2003	W/H TAX DIV MMM	(\$169.88)
3/14/2003	W/H TAX DIV FDLXX	(\$0.56)
3/14/2003	W/H TAX DIV DD	(\$317.63)
3/26/2003	CHECK	(\$65,000.00)
4/7/2003	W/H TAX DIV WMT	(\$452.20)
4/9/2003	W/H TAX DIV HPQ	(\$273.02)
4/15/2003	W/H TAX DIV FDLXX	(\$9.53)
5/9/2003	W/H TAX DIV FDLXX	(\$1.70)
5/19/2003	W/H TAX DIV FDLXX	(\$0.75)
5/19/2003	CHECK	(\$430,000.00)
6/5/2003	W/H TAX DIV PFE	(\$1,184.18)
6/10/2003	W/H TAX DIV JNJ	(\$698.04)
6/10/2003	W/H TAX DIV XOM	(\$1,662.00)
6/12/2003	W/H TAX DIV MMM	(\$274.23)
6/12/2003	W/H TAX DIV DD	(\$349.02)
6/20/2003	W/H TAX DIV AIG	(\$121.08)
6/25/2003	W/H TAX DIV FDLXX	(\$8.96)
6/26/2003	W/H TAX DIV HD	(\$139.61)
6/27/2003	W/H TAX DIV BAC	(\$957.31)

(\$265.92)	W/H TAX DIV PEP	6/30/2003
(\$530.18)	W/H TAX DIV KO	7/1/2003
(\$807.73)	W/H TAX DIV MRK	7/1/2003
(\$388.91)	W/H TAX DIV WMT	7/7/2003
(\$1,329.60)	W/H TAX DIV MO	7/8/2003
(\$239.33)	W/H TAX DIV HPQ	7/9/2003
(\$2.23)	W/H TAX DIV FDLXX	7/10/2003
(\$216.11)	W/H TAX DIV MWD	7/31/2003
(\$994.80)	W/H TAX DIV VZ	8/1/2003
(\$1,168.04)	W/H TAX DIV SBC	8/1/2003
(\$534.40)	W/H TAX DIV PG	8/15/2003
(\$1,644.30)	W/H TAX DIV C	8/22/2003
(\$137.81)	W/H TAX DIV MER	8/27/2003
(\$117.45)	W/H TAX DIV INTC	9/2/2003
(\$704.70)	W/H TAX DIV INTC	9/2/2003
(\$1,080.54)	W/H TAX DIV PFE	9/4/2003
(\$18.05)	W/H TAX DIV FDLXX	9/5/2003
(\$172.26)	W/H TAX DIV BUD	9/9/2003
(\$250.56)	W/H TAX DIV BBM	9/10/2003
(\$1,546.43)	W/H TAX DIV XOM	9/10/2003
(\$328.86)	W/H TAX DIV AGM	9/12/2003
(\$170.35)	W/H TAX DIV DIG	9/19/2003
(\$1,179.36)	W/H TAX DIV AIG	9/26/2003
(\$275.18)	W/H TAX DIV PEP	9/30/2003
(\$93.96)	W/H TAX DIV VIA.B	10/1/2003
(\$558.56)	W/H TAX DIV KO	10/1/2003
(\$848.48)	W/H TAX DIV MRK	10/1/2003
(\$248.98)	W/H TAX DIV HPQ	10/8/2003
(\$1,392.30)	W/H TAX DIV MO	10/9/2003
(\$5.60)	W/H TAX DIV FDLXX	10/14/2003
(\$1,742.40)	W/H TAX DIV MSFT	11/7/2003
(\$600.60)	W/H TAX DIV PG	11/14/2003
(\$11.34)	W/H TAX DIV FDLXX	11/25/2003
(\$145.20)	W/H TAX DIV MER	11/26/2003
(\$1,819.13)	W/H TAX DIV C	11/26/2003
(\$130.35)	W/H TAX DIV INTC	12/1/2003
(\$742.50)	W/H TAX DIV WFC	12/1/2003
(\$1,175.63)	W/H TAX DIV PFE	12/4/2003
(\$712.80)	W/H TAX DIV JNJ	12/9/2003
(\$277.20)	W/H TAX DIV IBM	12/10/2003
(\$1,670.63)	W/H TAX DIV XOM	12/10/2003
(\$272.25)	W/H TAX DIV XOM W/H TAX DIV MMM	12/12/2003
(\$2.82)	W/H TAX DIV FDLXX	12/12/2003
(\$0.50)	W/H TAX DIV FDLXX W/H TAX DIV FDLXX	1/8/2004
(\$253.50)	W/H TAX DIV FDEXX W/H TAX DIV MWD	
(\$975.00)	W/H TAX DIV MWD  W/H TAX DIV SBC	1/30/2004
(\$1,021.02)		2/2/2004
	W/H TAX DIV VZ	2/2/2004
(\$567.84)	W/H TAX DIV PG	2/17/2004

2/27/2004	W/H TAX DIV MER	(\$149.76)
2/27/2004	W/H TAX DIV C	(\$1,965.60)
3/1/2004	W/H TAX DIV INTC	(\$246.48)
3/1/2004	W/H TAX DIV WFC	(\$737.10)
3/5/2004	W/H TAX DIV PFE	(\$1,233.18)
3/9/2004	W/H TAX DIV JNJ	(\$673.92)
3/10/2004	W/H TAX DIV IBM	(\$262.08)
3/10/2004	W/H TAX DIV XOM	(\$1,560.00)
3/12/2004	W/H TAX DIV FDLXX	(\$18.00)
3/12/2004	W/H TAX DIV MMM	(\$280.80)
3/12/2004	CHECK	(\$120,000.00)
3/16/2004	CHECK	(\$700,000.00)
3/22/2004	W/H TAX DIV FDLXX	(\$0.65)
4/6/2004	W/H TAX DIV FDLXX	(\$1.19)
4/19/2004	W/H TAX DIV FDLXX	(\$0.84)
4/30/2004	W/H TAX DIV MWD	(\$239.85)
4/30/2004	W/H TAX DIV JPM	(\$602.21)
. 5/3/2004	W/H TAX DIV SBC	(\$899.44)
5/3/2004	W/H TAX DIV VZ	(\$937.63)
5/14/2004	W/H TAX DIV PG	(\$553.50)
5/17/2004	W/H TAX DIV TXN	(\$32.93)
5/26/2004	W/H TAX DIV MER	(\$129.89)
5/27/2004	W/H TAX DIV GS	(\$110.70)
5/28/2004	W/H TAX DIV C	(\$1,830.24)
6/1/2004	W/H TAX DIV INTC	(\$227.30)
6/1/2004	W/H TAX DIV WFC	(\$664.20)
6/4/2004	W/H TAX DIV PFE	(\$1,129.14)
6/7/2004	W/H TAX DIV WMT	(\$489.29)
6/8/2004	W/H TAX DIV JNJ	(\$736.16)
6/9/2004	W/H TAX DIV FDLXX	(\$7.34)
6/10/2004	W/H TAX DIV IBM	(\$265.68)
6/10/2004	W/H TAX DIV XOM	(\$1,534.30)
6/14/2004	W/H TAX DIV MMM	(\$239.11)
6/18/2004	W/H TAX DIV FDLXX	(\$2.17)
6/24/2004	W/H TAX DIV HD	(\$176.95)
6/30/2004	W/H TAX DIV PEP	(\$372.39)
7/1/2004	W/H TAX DIV KO	(\$578.25)
7/7/2004	W/H TAX DIV HPQ	(\$228.22)
7/9/2004	W/H TAX DIV MO	(\$1,258.27)
8/18/2004	W/H TAX DIV FDLXX	(\$7.67)
8/19/2004	CHECK	(\$760,000.00)
8/23/2004	W/H TAX DIV FDLXX	(\$1.82)
9/7/2004	W/H TAX DIV WMT	(\$546.98)
9/10/2004	W/H TAX DIV UTX	(\$173.25)
9/13/2004	W/H TAX DIV MMM	(\$267.30)
9/14/2004	W/H TAX DIV MSFT	(\$838.20)
9/16/2004	W/H TAX DIV HD	(\$151.47)
9/17/2004	W/H TAX DIV AIG	(\$153.45)

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9/24/2004	W/H TAX DIV BAC	(\$1,425.60)
9/30/2004	W/H TAX DIV PEP	(\$303.60)
10/1/2004	W/H TAX DIV VIA.B	(\$83.16)
10/1/2004	W/H TAX DIV KO	(\$478.50)
10/1/2004	W/H TAX DIV MRK	(\$652.08)
10/12/2004	W/H TAX DIV MO	(\$1,156.32)
11/8/2004	W/H TAX DIV FDLXX	(\$44.59)
11/22/2004	W/H TAX DIV FDLXX	(\$0.20)
12/2/2004	W/H TAX DIV MSFT	(\$817.44)
12/2/2004	W/H TAX DIV MSFT	(\$30,654.00)
12/3/2004	W/H TAX DIV PFE	(\$1,206.66)
12/3/2004	CHECK	(\$100,000.00)
12/7/2004	W/H TAX DIV JNJ	(\$800.28)
12/10/2004	W/H TAX DIV IBM	(\$280.80)
12/10/2004	W/H TAX DIV XOM	(\$1,663.74)
12/13/2004	W/H TAX DIV MMM	(\$252.72)
12/15/2004	W/H TAX DIV KO	(\$565.50)
12/16/2004	W/H TAX DIV HD	(\$179.01)
12/17/2004	W/H TAX DIV AIG	(\$181.35)
12/22/2004	W/H TAX DIV BAC	(\$1,719.90)
12/31/2004	W/H TAX DIV FDLXX	(\$16.31)
1/3/2005	W/H TAX DIV VIA.B	(\$114.66)
1/3/2005	W/H TAX DIV MRK	(\$800.28)
1/28/2005	W/H TAX DIV FDLXX	(\$1.69)
2/18/2005	W/H TAX DIV FDLXX	(\$7.70)
2/25/2005	W/H TAX DIV C	(\$2,112.26)
2/28/2005	W/H TAX DIV MER	(\$134.11)
3/1/2005	W/H TAX DIV INTC	(\$463.30)
3/1/2005	W/H TAX DIV WFC	(\$768.10)
3/7/2005	W/H TAX DIV FDLXX	(\$6.14)
3/8/2005	W/H TAX DIV JNJ	(\$781.81)
3/8/2005	W/H TAX DIV PFE	(\$1,317.50)
3/10/2005	W/H TAX DIV IBM	(\$274.32)
3/10/2005	W/H TAX DIV MSFT	(\$804.67)
3/10/2005	W/H TAX DIV XOM	(\$1,604.77)
3/14/2005	W/H TAX DIV MMM	(\$288.04)
3/18/2005	W/H TAX DIV AIG	(\$304.80)
3/24/2005	W/H TAX DIV HD	(\$205.74)
3/28/2005	W/H TAX DIV BAC	(\$1,680.21)
3/28/2005	CHECK	(\$80,000.00)
3/31/2005	W/H TAX DIV FDLXX	(\$8.08)
3/31/2005	W/H TAX DIV PEP	(\$350.52)
4/1/2005	W/H TAX DIV VIA.B	(\$112.01)
4/1/2005	W/H TAX DIV KO	(\$618.74)
4/1/2005	W/H TAX DIV MRK	(\$781.81)
4/7/2005	W/H TAX DIV HPQ	(\$225.55)
4/11/2005	W/H TAX DIV MO	(\$1,390.65)
4/13/2005	W/H TAX DIV FDLXX	(\$4.96)

4/25/2005	W/H TAX DIV GE	(\$2,129.03)
5/23/2005	W/H TAX DIV FDLXX	(\$21.75)
6/17/2005	W/H TAX DIV AIG	(\$307.20)
6/20/2005	W/H TAX DIV FDLXX	(\$11.00)
6/23/2005	W/H TAX DIV HD	(\$207.36)
6/24/2005	W/H TAX DIV BAC	(\$1,728.00)
6/30/2005	W/H TAX DIV PEP	(\$419.33)
7/1/2005	W/H TAX DIV VIA.B	(\$112.90)
7/1/2005	W/H TAX DIV KO	(\$602.11)
7/1/2005	W/H TAX DIV MRK	(\$787.97)
7/6/2005	W/H TAX DIV HPQ	(\$221.18)
7/11/2005	W/H TAX DIV MO	(\$1,457.66)
7/25/2005	W/H TAX DIV GE	(\$2,213.38)
8/23/2005	W/H TAX DIV FDLXX	(\$127.20)
8/23/2005	CHECK	(\$350,000.00)
9/9/2005	W/H TAX DIV FDLXX	(\$6.73)
9/19/2005	W/H TAX DIV FDLXX	(\$5.63)
9/30/2005	W/H TAX DIV S	(\$72.96)
9/30/2005	W/H TAX DIV PEP	(\$419.33)
10/3/2005	W/H TAX DIV KO	(\$623.62)
10/5/2005	W/H TAX DIV HPQ	(\$227.33)
10/11/2005	W/H TAX DIV MO	(\$1,658.88)
10/19/2005	W/H TAX DIV FDLXX	(\$67.48)
10/21/2005	W/H TAX DIV FDLXX	(\$0.92)
10/25/2005	W/H TAX DIV GE	(\$2,280.96)
11/15/2005	W/H TAX DIV PG	(\$986.83)
11/17/2005	W/H TAX DIV FDLXX	(\$7.45)
11/23/2005	W/H TAX DIV MER	(\$192.24)
11/23/2005	W/H TAX DIV C	(\$2,290.86)
11/30/2005	W/H TAX DIV FDLXX	(\$2.87)
12/1/2005	W/H TAX DIV INTC	(\$493.42)
12/1/2005	W/H TAX DIV WFC	(\$874.69)
12/6/2005	W/H TAX DIV PFE	(\$1,430.59)
12/8/2005	W/H TAX DIV MSFT	(\$743.33)
12/9/2005	W/H TAX DIV XOM	(\$1,881.55)
12/12/2005	W/H TAX DIV IBM	(\$320.40)
12/12/2005	W/H TAX DIV CVX	(\$1,045.31)
12/13/2005	W/H TAX DIV JNJ	(\$1,004.45)
12/15/2005	W/H TAX DIV HD	(\$216.27)
12/15/2005	W/H TAX DIV TWX	(\$236.30)
12/15/2005	W/H TAX DIV KO	(\$583.13)
12/16/2005	W/H TAX DIV FDLXX	(\$7.39)
12/16/2005	W/H TAX DIV AIG	(\$396.50)
12/22/2005	W/H TAX DIV FDLXX	(\$0.35)
12/23/2005	W/H TAX DIV BAC	(\$2,042.55)
12/30/2005	W/H TAX DIV FDLXX	(\$0.47)
12/30/2005	W/H TAX DIV S	(\$74.09)
1/3/2006	W/H TAX DIV PEP	(\$437.35)

Exhibit

1/3/2006	W/H TAX DIV MRK	(\$852.26)
1/4/2006	W/H TAX DIV HPQ	(\$230.69)
1/13/2006	W/H TAX DIV FDLXX	(\$7.35)
1/31/2006	W/H TAX DIV FDLXX	(\$9.72)
1/31/2006	W/H TAX DIV MS	(\$268.52)
2/15/2006	W/H TAX DIV ABT	(\$399.71)
2/15/2006	W/H TAX DIV PG	(\$899.64)
2/24/2006	W/H TAX DIV C	(\$2,361.56)
2/28/2006	W/H TAX DIV FDLXX	(\$25.40)
2/28/2006	W/H TAX DIV MER	(\$210.38)
3/1/2006	W/H TAX DIV INTC	(\$573.75)
3/1/2006	W/H TAX DIV WFC	(\$835.38)
3/7/2006	W/H TAX DIV UPS	(\$406.98)
3/7/2006	W/H TAX DIV PFE	(\$1,689.12)
3/9/2006	W/H TAX DIV MSFT	(\$784.89)
3/10/2006	W/H TAX DIV FDLXX	(\$0.15)
3/10/2006	W/H TAX DIV IBM	(\$306.00)
3/10/2006	W/H TAX DIV CVX	(\$963.90)
3/10/2006	W/H TAX DIV XOM	(\$1,884.96)
3/14/2006	W/H TAX DIV JNJ	(\$934.07)
3/15/2006	W/H TAX DIV TWX	(\$221.85)
3/16/2006	W/H TAX DIV FDLXX	(\$3.85)
3/17/2006	W/H TAX DIV AIG	(\$367.20)
3/23/2006	W/H TAX DIV HD	(\$298.35)
3/24/2006	W/H TAX DIV BAC	(\$2,218.50)
3/31/2006	W/H TAX DIV FDLXX	(\$36.29)
3/31/2006	W/H TAX DIV S	(\$71.80)
3/31/2006	W/H TAX DIV PEP	(\$423.77)
4/3/2006	W/H TAX DIV WMT	(\$403.11)
4/3/2006	W/H TAX DIV KO	(\$625.52)
4/3/2006	W/H TAX DIV MRK	(\$796.52)
4/5/2006	W/H TAX DIV FDLXX	(\$1.96)
4/5/2006	W/H TAX DIV HPQ	(\$223.56)
4/7/2006	W/H TAX DIV SLB	(\$133.88)
4/10/2006	W/H TAX DIV MO	(\$1,614.72)
4/21/2006	W/H TAX DIV FDLXX	(\$15.37)
4/25/2006	W/H TAX DIV GE	(\$2,505.38)
4/28/2006	CXL W/H TAX DIV SLB	\$133.88
4/28/2006	W/H TAX DIV FDLXX	(\$7.01)
4/28/2006	W/H TAX DIV MDT	(\$112.18)
4/28/2006	W/H TAX DIV MS	(\$272.73)
4/28/2006	CHECK	(\$800,000.00)
5/1/2006	W/H TAX DIV VZ	(\$1,132.87)
5/1/2006	W/H TAX DIV JPM	(\$1,135.97)
5/1/2006	W/H TAX DIV T	(\$1,240.09)
5/10/2006	W/H TAX DIV FDLXX	(\$2.78)
5/10/2006	W/H TAX DIV AXP	(\$149.18)
5/15/2006	W/H TAX DIV ABT	(\$435.51)

5/15/2006	W/H TAX DIV PG	(\$987.57)
5/24/2006	W/H TAX DIV MER	(\$213.68)
5/25/2006	W/H TAX DIV GS	(\$135.98)
5/26/2006	W/H TAX DIV C	(\$2,360.53)
5/31/2006	W/H TAX DIV FDLXX	(\$10.55)
5/31/2006	W/H TAX DIV UPS	(\$413.36)
6/1/2006	W/H TAX DIV INTC	(\$567.21)
6/1/2006	W/H TAX DIV WFC	(\$848.48)
6/5/2006	W/H TAX DIV WMT	(\$403.46)
6/6/2006	W/H TAX DIV PFE	(\$1,696.97)
6/8/2006	W/H TAX DIV MSFT	(\$769.23)
6/9/2006	W/H TAX DIV XOM	(\$1,889.66)
6/12/2006	W/H TAX DIV IBM	(\$442.89)
6/13/2006	W/H TAX DIV JNJ	(\$1,078.09)
6/15/2006	W/H TAX DIV TWX	(\$217.56)
6/22/2006	W/H TAX DIV HD	(\$303.03)
6/23/2006	W/H TAX DIV BAC	(\$2,253.30)
6/30/2006	W/H TAX DIV FDLXX	(\$59.12)
6/30/2006	W/H TAX DIV S	(\$71.87)
6/30/2006	W/H TAX DIV PEP	(\$489.51)
7/3/2006	W/H TAX DIV AIG	(\$372.96)
7/3/2006	W/H TAX DIV KO	(\$626.26)
7/3/2006	W/H TAX DIV MRK	(\$797.20)
7/3/2006	W/H TAX DIV CVX	(\$1,131.31)
7/5/2006	W/H TAX DIV HPQ	(\$217.56)
7/7/2006	W/H TAX DIV SLB	(\$135.98)
7/10/2006	W/H TAX DIV MO	(\$1,616.16)
7/13/2006	W/H TAX DIV FDLXX	(\$24.01)
7/21/2006	W/H TAX DIV FDLXX	(\$3.53)
7/31/2006	W/H TAX DIV FDLXX	(\$5.46)
7/31/2006	W/H TAX DIV MS	(\$271.67)
8/7/2006	CXL W/H TAX DIV SLB	\$135.98
8/15/2006	W/H TAX DIV ABT	(\$433.83)
8/15/2006	W/H TAX DIV PG	(\$983.75)
8/17/2006	W/H TAX DIV FDLXX	(\$14.95)
8/23/2006	W/H TAX DIV MER	(\$232.20)
8/24/2006	W/H TAX DIV GS	(\$135.45)
8/25/2006	W/H TAX DIV C	(\$2,351.41)
9/1/2006	W/H TAX DIV BA	(\$232.20)
9/1/2006	W/H TAX DIV INTC	(\$580.50)
9/1/2006	W/H TAX DIV WFC	(\$910.22)
9/5/2006	W/H TAX DIV WMT	(\$401.90)
9/5/2006	W/H TAX DIV PFE	(\$1,708.99)
9/6/2006	W/H TAX DIV UPS	(\$411.77)
9/11/2006	W/H TAX DIV IBM	(\$464.40)
9/11/2006	W/H TAX DIV CVX	(\$1,126.94)
9/11/2006	W/H TAX DIV XOM	(\$1,882.37)
9/12/2006	W/H TAX DIV JNJ	(\$1,073.93)

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9/14/2006	W/H TAX DIV MSFT	(\$766.26)
9/15/2006	W/H TAX DIV FDLXX	(\$23.64)
9/15/2006	W/H TAX DIV TWX	(\$229.88)
9/15/2006	W/H TAX DIV AIG	(\$421.44)
9/21/2006	W/H TAX DIV HD	(\$301.86)
9/22/2006	W/H TAX DIV BAC	(\$2,470.61)
9/29/2006	W/H TAX DIV PEP	(\$487.62)
10/2/2006	W/H TAX DIV KO	(\$623.84)
10/2/2006	W/H TAX DIV MRK	(\$794.12)
10/4/2006	W/H TAX DIV HPQ	(\$222.91)
10/10/2006	W/H TAX DIV MO	(\$1,730.66)
10/31/2006	W/H TAX DIV FDLXX	(\$83.18)
11/20/2006	W/H TAX DIV FDLXX	(\$7.85)
11/22/2006	W/H TAX DIV MER	(\$202.13)
11/22/2006	W/H TAX DIV C	(\$2,196.92)
11/27/2006	W/H TAX DIV FDLXX	(\$10.57)
11/30/2006	W/H TAX DIV FDLXX	(\$2.09)
12/1/2006	W/H TAX DIV INTC	(\$521.85)
12/1/2006	W/H TAX DIV WFC	(\$843.78)
12/5/2006	W/H TAX DIV PFE	(\$1,587.60)
12/11/2006	W/H TAX DIV UTX	(\$233.73)
12/11/2006	W/H TAX DIV IBM	(\$418.95)
12/11/2006	W/H TAX DIV CVX	(\$1,031.94)
12/11/2006	W/H TAX DIV XOM	(\$1,716.96)
12/12/2006	W/H TAX DIV JNJ	(\$992.25)
12/12/2006	CHECK	(\$150,000.00)
12/14/2006	W/H TAX DIV HD	(\$413.44)
12/14/2006	W/H TAX DIV MSFT	(\$779.10)
12/15/2006	W/H TAX DIV TWX	(\$202.13)
12/15/2006	W/H TAX DIV AIG	(\$388.08)
12/15/2006	W/H TAX DIV KO	(\$569.63)
12/15/2006	W/H TAX DIV WB	(\$987.84)
12/22/2006	W/H TAX DIV BAC	(\$2,304.96)
12/29/2006	W/H TAX DIV FDLXX	(\$30.08)
1/2/2007	W/H TAX DIV WMT	(\$369.34)
1/2/2007	W/H TAX DIV PEP	(\$441.00)
1/2/2007	W/H TAX DIV MRK	(\$754.11)
1/3/2007	W/H TAX DIV HPQ	(\$199.92)
1/4/2007	W/H TAX DIV UPS	(\$363.09)
1/31/2007	W/H TAX DIV FDLXX	(\$15.82)
2/16/2007	W/H TAX DIV FDLXX	(\$10.92)
2/22/2007	W/H TAX DIV FDLXX	(\$2.35)
2/28/2007	W/H TAX DIV FDLXX	(\$4.03)
3/1/2007	W/H TAX DIV COP	(\$595.32)
3/6/2007	W/H TAX DIV UPS	(\$396.40)
3/9/2007	W/H TAX DIV FDLXX	(\$6.14)
3/12/2007	W/H TAX DIV CVX	(\$1,019.30)

(\$975.74)

(\$2.07)

(\$571.73)

(\$617.10)

(\$744.88)

\$665,000.00

(\$2,317.39)

(\$199.65)	W/H TAX DIV TWX	3/15/2007
(\$975.74)	W/H TAX DIV WB	3/15/2007
(\$383.33)	W/H TAX DIV AIG	3/16/2007
(\$26.03)	W/H TAX DIV FDLXX	3/20/2007
(\$408.38)	W/H TAX DIV HD	3/22/2007
(\$2,276.74)	W/H TAX DIV BAC	3/23/2007
(\$435.60)	W/H TAX DIV PEP	3/30/2007
(\$479.16)	W/H TAX DIV WMT	4/2/2007
(\$617.10)	W/H TAX DIV KO	4/2/2007
(\$744.88)	W/H TAX DIV MRK	4/2/2007
(\$197.47)	W/H TAX DIV HPQ	4/4/2007
(\$1,623.34)	W/H TAX DIV MO	4/10/2007
(\$68.16)	W/H TAX DIV FDLXX	4/17/2007
(\$80,000.00)	CHECK	4/17/2007
(\$0.25)	W/H TAX DIV FDLXX	4/24/2007
(\$2,601.98)	W/H TAX DIV GE	4/25/2007
(\$430,000.00)	CHECK	5/7/2007
(\$1,016.40)	W/H TAX DIV PG	5/15/2007
(\$14.07)	w/h FIDELITY SPARTAN	5/21/2007
(\$279.51)	W/H TAX DIV MER	5/23/2007
(\$127.05)	W/H TAX DIV GS	5/24/2007
(\$2,430.65)	W/H TAX DIV C	5/25/2007
(\$7.29)	w/h FIDELITY SPARTAN	5/31/2007
(\$596.23)	W/H TAX DIV INTC	6/1/2007
(\$625.09)	W/H TAX DIV COP	6/1/2007
(\$874.10)	W/H TAX DIV WFC	6/1/2007
(\$495.13)	W/H TAX DIV WMT	6/4/2007
(\$1,894.86)	W/H TAX DIV PFE	6/5/2007
(\$500,000.00)	CHECK	6/7/2007
(\$551.76)	W/H TAX DIV IBM	6/11/2007
(\$1,136.92)	W/H TAX DIV CVX	6/11/2007
(\$1,829.52)	W/H TAX DIV XOM	6/11/2007
(\$1,084.64)	W/H TAX DIV JNJ	6/12/2007
(\$798.60)	W/H TAX DIV MSFT	6/14/2007
(\$3.14)	W/H TAX DIV FDLXX	6/15/2007
(\$395.31)	W/H TAX DIV AIG	6/15/2007
	· · · · · · · · · · · · · · · · · · ·	

W/H TAX DIV WB

W/H TAX DIV BAC

W/H TAX DIV FDLXX

W/H TAX DIV PEP

W/H TAX DIV KO

W/H TAX DIV MRK

CANCEL C&S

6/15/2007

6/22/2007

6/29/2007

6/29/2007

7/2/2007

7/2/2007

7/5/2007

7/5/2007

7/5/2007

7/10/2007

7/25/2007

7/31/2007

(\$56.14)	W/H TAX DIV FDLXX	9/18/2007
(\$14.71)	W/H TAX DIV FDLXX	9/26/2007
(\$1,160,000.00)	CHECK	9/26/2007
(\$2,474.98)	W/H TAX DIV GE	10/25/2007
(\$56.17)	W/H TAX DIV FDLXX	11/15/2007
(\$278.30)	W/H TAX DIV UTX	12/10/2007
(\$1,086.46)	W/H TAX DIV CVX	12/10/2007
(\$1,027.25)	W/H TAX DIV JNJ	12/11/2007
(\$765.34)	W/H TAX DIV MSFT	12/13/2007
(\$568.65)	W/H TAX DIV KO	12/17/2007
(\$1,027.58)	W/H TAX DIV WB	12/17/2007
(\$441.54)	W/H TAX DIV AIG	12/17/2007
(\$2,440.51)	W/H TAX DIV BAC	12/28/2007
(\$84.94)	W/H TAX DIV FDLXX	12/28/2007
(\$176.62)	W/H TAX DIV HPQ	1/2/2008
(\$456.26)	W/H TAX DIV WMT	1/2/2008
(\$526.84)	W/H TAX DIV PEP	1/2/2008
(\$711.82)	W/H TAX DIV MRK	1/2/2008
(\$365.27)	W/H TAX DIV UPS	
(\$10.70)	W/H TAX DIV FDLXX	1/3/2008
(\$100,000.00)	CHECK	3/11/2008
(\$1.27)	W/H TAX DIV FDLXX	3/11/2008
(\$4.29)	W/H TAX DIV FDLXX	3/19/2008
(\$0.84)	W/H TAX DIV FDLXX	4/4/2008
(\$1,187.20)	W/H TAX DIV JPM	4/23/2008
(\$1,179.58)	W/H TAX DIV VZ	4/30/2008
(\$2,316.48)	W/H TAX DIV T	5/1/2008
(\$548.64)	W/H TAX DIV ABT	5/1/2008
(\$1,188.72)	W/H TAX DIV PG	5/15/2008
(\$1.65)	W/H TAX DIV FDLXX	5/15/2008
(\$1,536.19)	W/H TAX DIV C	5/19/2008
(\$0.32)	W/H TAX DIV FDLXX	5/23/2008
(\$133.35)	W/H TAX DIV TOEXX  W/H TAX DIV GS	5/28/2008
(\$542.93)	W/H TAX DIV WMT	5/29/2008
(\$778.76)	W/H TAX DIV INTC	6/2/2008
(\$944.88)	W/H TAX DIV WFC	6/2/2008
(\$445.77)	W/H TAX DIV UPS	6/2/2008
(\$2,097.02)	W/H TAX DIV PFE	6/3/2008
(\$292.61)	W/H TAX DIV UTX	6/3/2008
(\$685.80)	W/H TAX DIV IBM	6/10/2008
(\$1,337.31	W/H TAX DIV CVX	6/10/2008
(\$2,072.64		6/10/2008
(\$846.58	W/H TAX DIV XOM W/H TAX DIV MSFT	6/10/2008
(\$6.41		6/12/2008
(\$600,000.00	W/H TAX DIV FDLXX	6/30/2008
(\$20.51	CHECK WIRE	6/30/2008
(\$553.76	W/H TAX DIV FDLXX	8/14/2008
(\$470.34	W/H TAX DIV WMT	9/2/2008
(4770.51	W/H TAX DIV UPS	9/9/2008

9/9/2008	W/H TAX DIV JNJ	(\$1,294.44)
9/10/2008	W/H TAX DIV FDLXX	(\$12.82)
9/10/2008	W/H TAX DIV UTX	(\$308.74)
9/10/2008	W/H TAX DIV CVX	(\$1,306.50)
9/11/2008	W/H TAX DIV MSFT	(\$875.56)
9/16/2008	W/H TAX DIV MCD	(\$422.10)
9/19/2008	W/H TAX DIV AIG	(\$583.70)
9/26/2008	W/H TAX DIV QCOM	(\$257.28)
9/26/2008	W/H TAX DIV BAC	(\$3,035.90)
9/30/2008	W/H TAX DIV PEP	(\$683.40)
10/1/2008	W/H TAX DIV HPQ	(\$199.39)
10/1/2008	W/H TAX DIV KO	(\$763.80)
10/1/2008	W/H TAX DIV MRK	(\$824.90)
10/10/2008	W/H TAX DIV PM	(\$1,128.82)
11/12/2008	W/H TAX DIV FDLXX	(\$30.19)
11/19/2008	W/H TAX DIV FDLXX	(\$1.74)
Total Withdrawals:		(\$7,099,033.38)
Total Withdrawaisi		
Total deposits less withdrawals:		\$3,980,886.62

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## UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

SECURITIES INVESTOR PROTECTION CORPORATION,

Plaintiff-Applicant,

٧.

BERNARD L. MADOFF INVESTMENT SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789-BRL SIPA Liquidation

### PARTIAL ASSIGNMENT AND RELEASE

OPTIMA LIMITED that PRESENTS, THESE ALL MEN BY PARTNERSHIP, a Cayman Islands limited partnership located at c/o Rachel Sha, 7 Sutton Court, Great Neck, New York 11021 (hereinafter referred to as the "Assignor") in consideration of the payment of \$500,000.00 to satisfy in part its claim for customer protection (the "Customer Claim", having been designated Claim #11568) filed in the liquidation proceeding of Bernard L. Madoff Investment Securities LLC ("BLMIS") under the Securities Investor Protection Act, 15 U.S.C. §78aaa et seq. ("SIPA") (see §§78fff-2(b), 78fff-2(d), and §78fff-3(a)(1) of SIPA), does for itself hereby assign, transfer and set over to Irving H. Picard as SIPA Trustee (the "SIPA Trustee") for the liquidation of BLMIS (see §78fff-2(b) of SIPA), and the Securities Investor Protection Corporation ("SIPC"), as subrogee to the extent of its cash advances to the SIPA Trustee for the satisfaction of the aforementioned Customer Claim (see §78fff-3(a)(1) of SIPA), any and all rights, including causes of action or claims, that Assignor now may have against BLMIS and/or any third party arising out of or relating to any fraudulent or illegal activity with respect to Assignor's BLMIS account (Account No. 1FR063, the "BLMIS Account"), which gave rise to the allowed Customer Claim for securities filed by Assignor against BLMIS. Such assignment is only to the extent that Assignor has received satisfaction of the Customer Claim as set forth above.

Further, Assignor has not previously compromised or assigned any claim, cause of action or other right against BLMIS, its principals or agents or any third party arising out of or related to any fraudulent or illegal activity giving rise to the Customer Claim.

Upon reasonable request of the SIPA Trustee or SIPC, Assignor agrees to cooperate with the SIPA Trustee or SIPC in connection with any efforts of either to recover from the principals or agents of BLMIS or anyone else for amounts advanced by SIPC or paid by the SIPA Trustee to satisfy in part Assignor's Customer Claim in this SIPA liquidation proceeding. Such efforts to recover by the SIPA Trustee or SIPC, either to demand or pursue or to prosecute or settle any collection effort, action or proceeding therefore, shall be at the sole cost of the SIPA Trustee or SIPC.

Effective immediately and without further action, contingent only upon Assignor's receipt from the SIPA Trustee or his agent of a check in the amount of \$500,000.00 as set forth in the SIPA Trustee's Notice of Determination of the Customer Claim dated December 21, 2010, (the "Trustee's Determination"), and upon receipt by the SIPA Trustee of this executed and notarized Partial Assignment and Release, the Assignor does for itself and for its executors, administrators, heirs and assigns hereby remise, release and forever discharge the SIPA Trustee and SIPC, as subrogee to the extent of its cash advances for the satisfaction of the Customer Claim, and, as the case may be, their officers, directors, professionals, employees, agents, successors and assigns, of and from any and all claims arising out of or relating to the Assignor's BLMIS Account, the Customer Claim filed with the SIPA Trustee as protected by the provisions of SIPA, and any and

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all circumstances giving rise to said Customer Claim that the Assignor now has, or hereafter may have, for or by any reason, cause, matter or thing whatsoever from the beginning of the world to the date of the execution of this Partial Assignment and Release, only to the extent that the SIPA Trustee and/or SIPC has paid monies to the Assignor to satisfy Assignor's Customer Claim.

Should a final and unappealable Court order determine that the Trustee is incorrect in his interpretation of "net equity" and its corresponding application to the determination of customer claims, the Trustee will be bound by that order and will apply it retroactively to all previously determined customer claims in accordance with the Court's order. Nothing in this Partial Assignment and Release shall be construed as a waiver of any rights or claims held by Assignor in having its customer claim re-determined in accordance with any such Court order. The payment of the undisputed amount of the Assignor's Customer Claim (up to the limits of SIPA protection) will be without prejudice to the Trustee's and the Assignor's rights, claims, and defenses with respect to the disputed portion(s) of the Assignor's Customer Claim.

Assignor acknowledges the sufficiency of the consideration to be received in accordance with the SIPA Trustee's Determination and under this Partial Assignment and Release.

The undersigned acknowledges that he is authorized to execute this Partial Assignment and Release on behalf of Optima Limited Partnership.

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.. 08-01789-cgm Doc 3640-1 Filed 01/06/11 Entered 01/06/11 17:07:44 Exhibit A-Determination Letter Pg 24 of 24

GUPY

IN WITNESS WHEREOF, the undersigned has on this day set forth below duly executed this Partial Assignment of Assignor's Customer Claim and Release, intending to be legally bound hereby.

OPTIMA LIMITED PARTNERSHIP, A Cayman Islands Limited Partnership

By: Optima Inc., Its General Partner

By: \_\_\_\_\_ Choi Sang Shum,
Authorized Signatory

Sworn and subscribed be day of	efore me this, 2010
Notary Public	